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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

Applicant : Newton, Brian
Application No. : 10/829,612
Filed : 04/20/2004
Title : PORTABLE BOAT TRAILER LADDER
Technology Unit : 3634
Examiner : Chin-Shue, Alvin C.
Attorney Docket No. : 341p-Newton (ER109417264US)

The Honorable Alvin C. Chin-Shue
United States Patent and Trademark Office

The Honorable Commissioner of Patents
United States Patent and Trademark Office

ELECTION AND TRAVERSE

Dear Mr. Chin-Shue;

The applicant sincerely thanks the Examiner for his efforts in this matter. The following election and traverse is offered.

ELECTION

The applicant elects the species of Figure 3 (which is also depicted in Figures 1, 2, and 4). The applicant notes that the examiner has stated that claims 1 through 5 and 16 are generic and the applicant respectfully points out that these claims therefore also read upon Figure 3, and the applicant points out that at least claims 7 through 15 read upon Figure 3 and depend upon claim 1. Claim 6 is discussed further in the TRAVERSE.

Since claim 1 is presently held generic and all other claims depend from claim 1, it is felt that allowance of claim 1 will permit allowance of all claims.

TRAVERSE

The examiner presently states as follows about the lock mechanism of claim 6:

“[T]he specie comprising the lock having a first hole through the first riser and a second hole through the second riser, as set forth in claim 6, but not shown in the drawings or described in the specification.”

The applicant respectfully points out that this species is discussed at page 8, lines 6 through 9 (paragraph 0037 of the publication document, not to be confused with the discussion of the base member lock at paragraph 0040). If further proceeding regarding claim 6 are required, the examiner is respectfully requested to contact applicant's legal counsel below and some

examiner's amendment may be quickly agreed upon.

Conclusion

For all the foregoing reasons, and for the reasons provided in the first RESPONSE AND AMENDMENT previously filed and incorporated herein by reference, the applicant respectfully urges that the application is now in condition for immediate allowance, and such action is respectfully requested. The Examiner is urged to contact applicant's counsel, Craig W. Barber, PO Box 16220, Golden, Colorado, 80402-6004, 303-278-9973, fax 303-278-9977, with any questions or comments.

Signed: 

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